

EXHIBIT A

I. DISCOVERY LEVEL

Discovery is intended to be conducted under discovery level 2 pursuant to Texas Rule of Civil Procedure 190.3.

II. PARTIES

Plaintiff Liberty Dayton Regional Medical Center, L.L.C. is a Texas Limited Liability company.

The Defendants in this cause may be served with process by the Clerk of the Court by sending the citation by certified mail as authorized by Rule 103 of the Texas Rules of Civil Procedure to the named Defendants at the respective addresses set forth below:

The United States Department of the Treasury Internal Revenue Service may be served with process upon the United States Attorney for the Eastern District of Texas at 350 Magnolia Ave., Suite 150 Beaumont, Texas 77701 and the United States Attorney General at Department of Justice, 950 Pennsylvania Avenue, N.W., Washington, D.C. 20530.

The CIT Group/Equipment Financing, Inc. d/b/a Toshiba America Medical Credit is a Delaware corporation qualified to do business in Texas that may be served with process upon its Texas registered agent CT Corporation System at 350 N. Saint Paul St., Suite 2900, Dallas, Texas 75201-4234.

Gunnar Erickson is an individual who may be served with process upon Mr. B. Scot Pierce at Brackett & Ellis, 100 Main Street, Fort Worth, Texas 76102-3090.

Hallmark Rehabilitation GP, LLC is a Delaware limited liability company qualified to do business in Texas that may be served with process upon its Texas registered agent National Registered Agents, Inc. at 16055 Space Center Blvd., Ste 235, Houston, Texas 77062-6212.

Jackie Leonard is an individual who may be served with process at 29729 S. Mellow Wind, San Antonio, Texas 78015.

The City of Liberty may be served with process upon the City Manager at 1829 Sam Houston St., Liberty, Texas 77575.

Liberty County may be served with process upon County Judge Phil Fitzgerald at the Liberty County Courthouse, 1923 Sam Houston St., Liberty, Texas 77575.

III. JURISDICTION AND VENUE

Venue is proper in Liberty County, Texas under § 15.002(a)(1) of the Texas Civil Practice and Remedies Code in that Liberty County is the county where all or a substantial part of the events or omissions giving rise to LDRMC's cause of action occurred. Jurisdiction is proper in this Court because this is a Petition for Interpleader and because the amount of damages sought by LDRMC is within the jurisdictional limits of this Court.

IV. FACTUAL BACKGROUND

LDRMC is a second-tier subsidiary of Liberty County Hospital District No. 1, a subdivision of the State of Texas and the County of Liberty. LDRMC currently operates the hospital and healthcare facility located at 1353 North Travis Street, in Liberty, Liberty County, Texas (the "Hospital"). The Hospital was formerly operated by Liberty-Dayton Community Hospital, L.P. ("LDCH"). In the course of its dealings and operations of the Hospital from 2002 through September 26, 2009, LDCH apparently incurred and could not pay debts and obligations to the Defendants and perhaps other individuals and entities not yet determined. LDRMC has operated the Hospital under licenses, designations and provider agreements made available through a temporary management agreement with LDCH. LDRMC has acquired the real estate upon which the Hospital is located. In order to continue and maintain emergency room, acute care, and other healthcare operations without possible closure of the Hospital, LDRMC has recently purchased for Two Hundred Thirty-Five Thousand and No/100 Dollars (\$235,000.00)

(the "Interplead Funds") certain of LDCH's furniture, fixtures, and equipment and certain intangibles as set forth in Exhibit A attached hereto.

The sum comprising the Interplead Funds is a fair market value price and is commercially reasonable for the personal property involved. LDRMC has reasonable grounds to believe, and does believe, that some if not all of the Defendants have rival claims to the Interplead Funds. There is significant factual and legal uncertainty as to the primacy, propriety, and unliquidated amounts of the known competing claims *vis a vis* the Interplead Funds.

V. NECESSITY FOR INTERPLEADER

LDRMC is unable to determine the validity of potential conflicting claims among the Defendants. LDRMC does not know which Defendant(s) is/are entitled to be paid the Interplead Funds, if any is in fact owed to particular Defendants, but wishes to have the matter resolved to avoid double liability and multiple suits and costs, and to have the lien encumbrances against its property removed. LDRMC seeks to have the Interplead Funds be tendered to this Court because of the potential rival claims and disputes among the Defendants as to who has or will have ownership of the Interplead Funds and because of substantial questions as to the primacy of liens. LDRMC has timely filed this interpleader suit.

VI. DEPOSIT OF FUNDS

LDRMC is in genuine doubt as to the proper recipient(s) of the Interplead Funds, and desires and is entitled to avoid double or multiple liability. LDRMC has unconditionally tendered into the Registry of this Honorable Court the full amount of the Interplead Funds. LDRMC prays that such amount be held by the District Clerk in the Registry of this Court until such time as the Court determines the correct and proper legal owner thereof and makes written orders in connection therewith.

VII. ATTORNEY'S FEES

Since LDRMC is an innocent stakeholder herein and because it has reasonable and justifiable doubt as to the proper recipient(s) of the Interplead Funds herewith tendered, and in accordance with the terms and provisions of Rule 43, Texas Rules of Civil Procedure, LDRMC is entitled to reasonable and necessary attorney's fees incurred and to be incurred in connection with its investigation of the underlying facts and this Bill of Interpleader, including those incurred by reason of appeal, if any. LDRMC has employed attorneys to file and prosecute this action and has agreed to pay them reasonable attorney's fees and hereby requests that such fees be paid out of the interplead funds.

VIII. PRAYER

WHEREFORE, premises considered, Plaintiff in Interpleader prays that Defendants take notice of the filing of this Bill of Interpleader; that on final hearing hereof, the funds tendered by LDRMC be awarded to the rightful owners thereof; that it be awarded attorney's fees reasonable in relation to the amount of work actually done on behalf of LDRMC in connection herewith and that such fees be ordered withheld from the amounts tendered herewith; that LDRMC be discharged from any and all liability to any of the Defendants and/or any unknown claimants determined by the Court to have an interest in the Interplead Funds herewith tendered; that LDRMC have all costs of court; and that LDRMC have such other and further relief, general and special, at law or in equity, to which it may show itself justly entitled.

Dated: August 3, 2010

FULBRIGHT & JAWORSKI L.L.P.

By: Jason E. Williams ^{BP}/_{CBS}
Jason E. Williams

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**Attorneys for Plaintiff Liberty Dayton
Regional Medical Center, L.L.C.**

BIO- MED EQUIPMENT ON HAND				
		4/23/2010		
DESCRIPTION	CONTROL #	DEPARTMENT	QUANTITY	STATUS
X-RAY				
SUCTION PUMP	567	X-RAY	1	ACTIVE
X-RAY UNIT	618	X-RAY	1	ACTIVE
VIDEO IMAGER	710	X-RAY	1	ACTIVE
PORTABLE X-RAY	834	X-RAY	1	ACTIVE
VIDEO IMAGER	961	X-RAY	1	ACTIVE
CAT SCANNER	H7644	X-RAY	1	ACTIVE
DYE INJECTOR	H7645	X-RAY	1	ACTIVE
FILM IDENTIFIER	162	X-RAY	1	NON-ACTIVE
FILM DUPLICATOR	163	X-RAY	1	NON-ACTIVE
DENSITOMETER	183	X-RAY	1	NON-ACTIVE
X-RAY FILM VIEWER	236	X-RAY	1	NON-ACTIVE
X-RAY FILM VIEWER	317	X-RAY	1	NON-ACTIVE
MAMMOGRAPHY UNIT	475	X-RAY	1	NON-ACTIVE
X-RAY UNIT	619	X-RAY	1	NON-ACTIVE
FILMPROCESSOR	707	X-RAY	1	NON-ACTIVE
X-RAY FILM VIEWER	764	X-RAY	1	NON-ACTIVE
X-RAY FILM VIEWER	921	X-RAY	1	NON-ACTIVE
X-RAY FILM VIEWER	923	X-RAY	1	NON-ACTIVE
FILM IDENTIFIER	1008	X-RAY	1	NON-ACTIVE
LAB				
WATER BATH	71	LAB	1	ACTIVE
MICROSCOPE	78	LAB	1	ACTIVE
LAB INCUBATOR	87	LAB	1	ACTIVE
ROTATOR	89	LAB	1	ACTIVE
MIXER	300	LAB	1	ACTIVE
TUBE ROCKER	673	LAB	1	ACTIVE
BLOOD GAS MACHINE	709	LAB	1	ACTIVE
CENTRIFUGE	722	LAB	1	ACTIVE
BLOOD REFRIGERATOR	927	LAB	1	ACTIVE
CENTRIFUGE	722	LAB	1	ACTIVE

EXHIBIT A

CENTRIFUGE	964	LAB	1	ACTIVE
COAGULATION UNIT	982	LAB	1	ACTIVE
CENTRIFUGE	1010	LAB	1	ACTIVE
FREEZER	1011	LAB	1	ACTIVE
LAB MICROSCOPE	H5757	LAB	1	ACTIVE
NON-PATIENT REFRIGERATOR	H7646	LAB	1	ACTIVE
CENTRIFUGE	H7648	LAB	1	ACTIVE
URINE ANALYZER	H7649	LAB	1	ACTIVE
PHARMACY				
NON-PATIENT REFRIGERATOR	247	PHARMACY	1	ACTIVE
FUME HOOD	271	PHARMACY	1	NON-ACTIVE
MIXING CABINET	NEW	PHARMACY	1	ACTIVE
BEDS				
ELECTRIC	829	BEDS	1	NON-ACTIVE
ELECTRIC	882	BEDS	1	NON-ACTIVE
ELECTRIC	883	BEDS	1	NON-ACTIVE
ELECTRIC	884	BEDS	1	NON-ACTIVE
ELECTRIC	885	BEDS	1	NON-ACTIVE
ELECTRIC	886	BEDS	1	NON-ACTIVE
ELECTRIC	887	BEDS	1	NON-ACTIVE
ELECTRIC	889	BEDS	1	NON-ACTIVE
ELECTRIC	892	BEDS	1	NON-ACTIVE
ELECTRIC	895	BEDS	1	NON-ACTIVE
ELECTRIC	898	BEDS	1	NON-ACTIVE
ELECTRIC	900	BEDS	1	NON-ACTIVE
ELECTRIC	901	BEDS	1	NON-ACTIVE
ELECTRIC	906	BEDS	1	NON-ACTIVE
ELECTRIC	954	BEDS	1	NON-ACTIVE
ELECTRIC	956	BEDS	1	NON-ACTIVE
ELECTRIC	957	BEDS	1	NON-ACTIVE
ELECTRIC	958	BEDS	1	NON-ACTIVE

ELECTRIC	968	BEDS	1	NON-ACTIVE
ELECTRIC	970	BEDS	1	NON-ACTIVE
ELECTRIC	972	BEDS	1	NON-ACTIVE
ELECTRIC	986	BEDS	1	NON-ACTIVE
ELECTRIC	987	BEDS	1	NON-ACTIVE
ELECTRIC BEDS IN SURGERY	NONE	BEDS	NUMEROUS	NON-ACTIVE
ELECTRIC	H5769	BEDS	1	ACTIVE
CENTRAL SUPPLY				
SURGICAL MICROSCOPE	8	CENTRAL SUPPLY	1	ACTIVE
CONTROLLER	28	CENTRAL SUPPLY	1	ACTIVE
ARTHROSCOPIC SYSTEM	42	CENTRAL SUPPLY	1	ACTIVE
STERILIZER	147	CENTRAL SUPPLY	1	ACTIVE
INFUSION PUMP	277	CENTRAL SUPPLY	1	NON-ACTIVE
INFUSION PUMP	278	CENTRAL SUPPLY	1	NON-ACTIVE
INFUSION PUMP	289	CENTRAL SUPPLY	1	ACTIVE
INFUSION PUMP	321	CENTRAL SUPPLY	1	ACTIVE
FEEDING PUMP	544	CENTRAL SUPPLY	1	ACTIVE
FEEDING PUMP	545	CENTRAL SUPPLY	1	ACTIVE
STERILIZER	1009	CENTRAL SUPPLY	1	ACTIVE
OUTPATIENT CLINIC				
EXAM LAMP	226	CLINIC	1	ACTIVE
EXAM LAMP	228	CLINIC	1	ACTIVE
X-RAY FILM VIEWER	237	CLINIC	1	ACTIVE
EXAM TABLE	239	CLINIC	1	ACTIVE
EXAM LAMP	241	CLINIC	1	ACTIVE
EXAM LAMP	242	CLINIC	1	ACTIVE
OPHTHALMOSCOPE	304	CLINIC	1	ACTIVE
SUCTION PUMP	407	CLINIC	1	ACTIVE

NONPATIENT REFRIGERATOR	476	CLINIC	1	ACTIVE
NBIP	733	CLINIC	1	ACTIVE
X-RAY FILM VIEWER	775	CLINIC	1	ACTIVE
EXAM TABLE	792	CLINIC	1	ACTIVE
EXAM TABLE	938	CLINIC	1	ACTIVE
EXAM TABLE	939	CLINIC	1	ACTIVE
OPHTHALMOSCOPE	940	CLINIC	1	ACTIVE
EXAM LAMP	941	CLINIC	1	ACTIVE
EXAM TABLE	942	CLINIC	1	ACTIVE
OPHTHALMOSCOPE	943	CLINIC	1	ACTIVE
EXAM LAMP	944	CLINIC	1	ACTIVE
ELECTRIC PATIENT SCALE	952	CLINIC	1	ACTIVE
NONPATIENT REFRIGERATOR	976	CLINIC	1	ACTIVE
NEBULIZER	989	CLINIC	1	ACTIVE
NEBULIZER	990	CLINIC	1	ACTIVE
NEBULIZER	H5763	CLINIC	1	ACTIVE
NURSING				
INFUSION PUMP	969	NURSING	1	ACTIVE
INFUSION PUMP	974	NURSING	1	ACTIVE
INFUSION PUMP	978	NURSING	1	ACTIVE
INFUSION PUMP	979	NURSING	1	ACTIVE
TELEM TRANSMITTER	984	NURSING	1	ACTIVE
INFUSION PUMP	988	NURSING	1	ACTIVE
NEBULIZER	989	NURSING	1	ACTIVE
INFUSION PUMP	994	NURSING	1	ACTIVE
EKG MACHINE	1004	NURSING	1	ACTIVE
PATIENT MONITOR	54	NURSING	1	ACTIVE
CENTRAL RECORDER	103	NURSING	1	ACTIVE
CENTRAL MONITOR	973	NURSING	1	ACTIVE
PATIENT MONITOR	H5771	NURSING	1	ACTIVE
NONPATIENT REFRIGERATOR	109	NURSING	1	ACTIVE
TELEM TRANSMITTER	966	NURSING	1	ACTIVE
INFUSION PUMP	598	NURSING	1	ACTIVE
DEFIB/MONITOR	612	NURSING	1	ACTIVE
INFUSION PUMP	617	NURSING	1	ACTIVE
PCA PUMP	630	NURSING	1	NON ACTIVE

PCA PUMP	632	NURSING	1	NON ACTIVE
PATIENT MONITOR	934	NURSING	1	ACTIVE
EXAM TABLE	785	NURSING	1	ACTIVE
TELEM TRANSMITTER	937	NURSING	1	ACTIVE
TELEM TRANSMITTER	948	NURSING	1	NON ACTIVE
TELEM TRANSMITTER	949	NURSING	1	NON ACTIVE
VENTILATOR	960	NURSING	1	ACTIVE
SUCTION PUMP	H5764	NURSING	1	ACTIVE
OVERHEAD EXAM LIGHT	H5765	NURSING	1	ACTIVE
NBIP	H5766	NURSING	1	ACTIVE
NEBULIZER	H5768	NURSING	1	ACTIVE
DEFIB/MONITOR	H5762	NURSING	1	ACTIVE
INFUSION PUMP	598	NURSING	1	ACTIVE
INFUSION PUMP	735	NURSING	1	ACTIVE
INFUSION PUMP	739	NURSING	1	ACTIVE
INFANT WARMER	5	NURSING	1	ACTIVE
INFUSION PUMP	31	NURSING	1	ACTIVE
PATIENT WARMER	33	NURSING	1	ACTIVE
OPHTHALMOSCOPE	110	NURSING	1	ACTIVE
EXAM LAMP	137	NURSING	1	ACTIVE
DEFIB/MONITOR	6	NURSING	1	NON ACTIVE
DEFIB/MONITOR	394	NURSING	1	NON ACTIVE
DEFIB/MONITOR	604	NURSING	1	ACTIVE
PATIENT MONITOR	417	NURSING	1	ACTIVE
PATIENT MONITOR	418	NURSING	1	ACTIVE
INFUSION PUMP	548	NURSING	1	ACTIVE
INFUSION PUMP	701	NURSING	1	ACTIVE
CENTRAL MONITOR	936	NURSING	1	NON ACTIVE
TELEM TRANSMITTER	947	NURSING	1	NON ACTIVE
INFUSION PUMP	967	NURSING	1	ACTIVE
NIBP	529	NURSING	1	ACTIVE
RESPIRATORY THERAPY				
HUMIDIFER HEATER	134	RESP THERAPY	1	ACTIVE
AEROSOL TENT	202	RESP THERAPY	1	ACTIVE
AEROSOL TENT	204	RESP THERAPY	1	ACTIVE
HUMIDIFER HEATER	258	RESP THERAPY	1	ACTIVE

AEROSOL TENT	293	RESP THERAPY	1	ACTIVE
AEROSOL TENT	294	RESP THERAPY	1	ACTIVE
HUMIDIFIER HEATER	311	RESP THERAPY	1	ACTIVE
HUMIDIFIER HEATER	327	RESP THERAPY	1	ACTIVE
BENNETT VENT	511	RESP THERAPY	1	ACTIVE
PULSE OX (BATTERY OPERATED)	899	RESP THERAPY	1	ACTIVE

1. Texas Department of State Health Services License as a General Hospital (25 T.A.C. § 133)
2. Texas Department of State Health Services Radiation Safety License
3. Designation by Centers for Medicare and Medicaid Services as a Critical Access Hospital
4. Medicare Identification Number (Medicare provider number)
5. Centers for Medicare and Medicaid Services CLIA Certificate
6. Texas Pharmacy Board Permit
7. Department of Public Safety (DPS) License
8. Drug Enforcement Agency (DEA) Registration Certificate
9. Any other license necessary to continue the operation of that certain hospital located in Liberty, Texas